

F:\WP\WORK\RTG\CHEATLE.ANS

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>ROBERT S. CHEATLE, JR. and NANCY A.</b>	:	<b>CIVIL ACTION NO.</b>
<b>CHEATLE, husband and wife</b>	:	<b>02-CV-4405</b>
	:	
<b>vs.</b>	:	
	:	
<b>DAVID A. KATZ and DAWN KATZ</b>	:	
<b>and</b>	:	
<b>PARADISE CONTRACTORS, INC.</b>	:	
<b>and</b>	:	
<b>PARADISE PINES HOMEOWNERS</b>	:	
<b>ASSOCIATION</b>	:	
<b>and</b>	:	
<b>PARADISE MANAGEMENT GROUP, INC.</b>	:	
<b>and</b>	:	
<b>PARADISE DEVELOPMENT GROUP, INC.</b>	:	

**PLAINTIFFS' ANSWER TO DEFENDANTS'  
MOTION TO DISMISS THE COMPLAINT**

Defendants' Motion to Dismiss with Supporting Memorandum of Law should be denied for the reasons set forth in the attached Memorandum of Law. Plaintiffs' Complaint with attached Exhibits clearly satisfies the pleading requirements of the Federal Rules of Civil Procedure and states valid causes of action for which relief can be granted.

**PLAINTIFFS' REQUEST FOR ORAL ARGUMENT**

Plaintiffs request oral argument on the Defendants' Motion to Dismiss.

Respectfully submitted,

---

John C. Fenningham  
Maura F. Ratigan  
CORR, STEVENS & FENNINGHAM  
Five Neshaminy Interplex, Suite 315  
Trevose, PA 19053  
(215) 639-4070  
Attorneys for Plaintiffs

Dated: August 30, 2002

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>ROBERT S. CHEATLE, JR. and NANCY A.</b>	:	<b>CIVIL ACTION NO.</b>
<b>CHEATLE, husband and wife</b>	:	<b>02-CV-4405</b>
	:	
<b>vs.</b>	:	
	:	
<b>DAVID A. KATZ and DAWN KATZ</b>	:	
<b>and</b>	:	
<b>PARADISE CONTRACTORS, INC.</b>	:	
<b>and</b>	:	
<b>PARADISE PINES HOMEOWNERS</b>	:	
<b>ASSOCIATION</b>	:	
<b>and</b>	:	
<b>PARADISE MANAGEMENT GROUP, INC.</b>	:	
<b>and</b>	:	
<b>PARADISE DEVELOPMENT GROUP, INC.</b>	:	

## ORDER

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2002, upon consideration of Defendants' Motion to Dismiss, and Plaintiffs' opposition thereto, it is hereby **ORDERED** that Defendants' Motion to Dismiss is **DENIED**. Defendants shall answer Plaintiffs' Complaint within twenty (20) days of the date of entry of this Order.

BY THE COURT:

Herbert J. Hutton, J.